(1) SINGLE BENCH (4)

CF/1001

S.B. (Service Matter)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

(CHHATTISGARH)

WRIT PETITION NO. 4995 /2006.

PETITIONER: Shukh Ram Sahu, S/o Chatur Singh Sahu, aged about 48 years, Senior Teacher, Govt. Middle School, Kisora, B.D. Office- Berla, Bemetara, Durg, Chhattisgarh.

P.R. No. 5611/06
Presented by Shri D.D. Sahu
dated 8/9/06

VERSUS

Respondents

1. State of Chhattisgarh, Through The Secretary School Education Department Ministry D.K.S.Bhawan, Raipur, Chhattisgarh.
2. Director of School Education Office, D.K.S.Bhawan, Raipur, Chhattisgarh.
3. The District Education Officer, Bemetara, Through Block Development Education Officer, Saja, Durg, Chhattisgarh.

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

(29)

HIGH COURT OF CHHATTISGARH AT BILASPUR
W. P. (s) No. 4995 of 2006

Petitioner : Shukh Ram Sahu

Versus

Respondents : State of Chhattisgarh & others

Single Bench: Hon'ble Mr. Justice **Satish K. Agnihotri**.

Shri O.P. Sahu, Advocate for the Petitioner.
Shri Ajay Dwivedi, Panel lawyer for the respondents/State.

ORDER

(12th September, 2006)

1. Learned counsel appearing for the petitioner submits that while working as Assistant Teacher, the petitioner has gone on training to improve his qualifications on his own expenses and acquired B. Ed. Examination Certificate on 29.7.1997 from Pt. Ravishankar Shukla University, Raipur.

2. According to learned counsel for the petitioner, the petitioner is entitled to two advance increments in view of the decision of this Court in the case of Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another {2006 (II) MPJR-CG 96}. This Court in the case of Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another (Supra), came to the conclusion that the teachers, who had obtained B. Ed. Examination Certificate on his own expenses, are covered by

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the circular dated 24.12.98 (Annexure P/1) issued by the State Government of Madhya Pradesh

3. Learned counsel for the petitioner further submits that the facts and question of law involved in the present case are squarely covered by decision of this Court in the case of Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another (Supra), to which learned counsel appearing for the respondents fairly concedes and agrees with the averment made by learned counsel appearing for the petitioner.

4. Accordingly, the writ petition is allowed in terms of the order passed in the case of Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another (Supra), subject to verification of the fact as to whether the petitioner has acquired B. Ed. Examination Certificate on his own expenses or not. No order as to costs.

Sd/-
Satish K.Agnihotri
Judge

Thakur